

FILED UNDER SEAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WAYNE VAN SCOY,  
  
Plaintiff and  
Counterclaim-Defendant,

v.

VAN SCOY DIAMOND MINE OF  
DELAWARE, INC., a Delaware corporation,  
KURT VAN SCOY, and DONNA VAN SCOY,

Defendants and  
Counterclaim-Plaintiffs.

Case No. 05-108 (KAJ)

**ANSWERING BRIEF OF DEFENDANTS VAN SCOY DIAMOND MINE OF  
DELAWARE, KURT VAN SCOY & DONNA VAN SCOY TO PLAINTIFF WAYNE  
VAN SCOY'S MOTION FOR SUMMARY JUDGMENT AGAINST DEFENDANTS'  
CLAIMS OF INVALIDITY AND ABANDONMENT**

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